

#2019-02

ORDINANCE OF THE BOROUGH OF AUDUBON PARK, COUNTY OF CAMDEN AND STATE OF NEW JERSEY REPEALING ORDINANCE #34, ENTITLED “AN ORDINANCE TO PROVIDE FOR THE REMOVAL OF OBNOXIOUS GROWTHS AND MATTER FROM LOT OR LAND WITHIN THE BOROUGH OF AUDUBON PARK, AND TO PROHIBIT THE MAINTENANCE, KEEPING, OR RAISING OF ANY GOATS, PIGS, SWINE, SHEEP, CATTLE, HORSES, LIVE POULTRY, LIVE FOWL OF ANY KIND, PIGEONS, RABBITS, HARES, SNAKES, GUINEA PIGS, OR OTHER WILD ANIMAL, IN ANY HOME OR BUILDING WITHIN THE BOROUGH OF AUDUBON PARK, COUNTY OF CAMDEN, AND STATE OF NEW JERSEY”

WHEREAS, the Borough of Audubon Park (“Borough”) is a municipal entity organized and existing under the laws of the State of New Jersey and located in Camden County; and

WHEREAS, the Borough’s rules and regulations governing the removal of obnoxious growths and matter and prohibitions as to the maintenance, keeping or raising of certain animals are outlined in Ordinance #34; and

WHEREAS, the Governing Body has deemed it necessary and in the best interest of the public health, safety and welfare of the residents to update these rules and regulations; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Governing Body is authorized to enact and amend ordinances as deemed necessary for the preservation of the public health, safety and welfare and as may be necessary to carry into effect the powers and duties conferred and imposed upon the Borough by law; and

WHEREAS, the Governing Body believes that it would be beneficial to the residents of the Borough to repeal Ordinance #34 and replace the same with updated regulations as to the keeping of animals and obnoxious growths to be outlined in two separate ordinances.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Audubon Park, County of Camden, and State of New Jersey, as follows:

SECTION 1: Ordinance #34, which provides for the removal of obnoxious growths and matter from lot or land within the Borough of Audubon Park, and prohibits the maintenance, keeping, or raising of any goats, pigs, swine, sheep, cattle, horses, live poultry, live fowl of any kind, pigeons, rabbits, hares, snakes, guinea pigs, or other wild animal, in any home or building within the Borough of Audubon Park, County of Camden, and State of New Jersey, is hereby repealed in its entirety.

SECTION 2: All references in Borough ordinances to Ordinance #34 are hereby repealed and removed in their entirety.

SECTION 3: Except as set forth in Sections 1 and 2 above, the balance of the Borough’s ordinances shall not be affected by this Ordinance.

SECTION 4: All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

SECTION 5: If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

SECTION 6: This Ordinance shall take effect upon passage and publication according to law.

Attest:

BOROUGH OF AUDUBON PARK

Introduced: February 4, 2019

Adopted: March 4, 2019

LAWRENCE E. PENNOCK, MAYOR

Certified to be a true copy of an Ordinance adopted by the Mayor and Borough Council of the Borough of Audubon Park at a regular meeting held on _____, 2019.

DAWN M. PENNOCK, MUNICIPAL CLERK